

SENATE BILL 3716

By Ford

AN ACT to amend Tennessee Code Annotated, Title 40,
Chapter 32, Part 1, relative to the destruction of
certain criminal records.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 40-32-101, is amended by adding
the following new subdivision to subdivision (a)(1)(A):

(v)

(a)

(1) The person plead guilty or was found guilty of a Class B or
Class C misdemeanor offense, such conviction was the person's first criminal conviction,
the person's sentence was suspended and the person was placed on probation, the
person complied with all conditions of probation, and the person has not been convicted
of any other criminal offense for a period of five (5) years from the date the person was
released from probation supervision; and

(2) The district attorney general is served a copy of the petition for
expungement by certified mail, return receipt requested, and the district attorney general
does not file an objection with the court within twenty (20) calendar days of receipt of the
petition.

(b) A person applying to the court having jurisdiction in the previous
action for the expunction of the person's records following the successful completion of a
probation program as authorized by this subdivision (a)(1)(A)(v) shall be charged the
appropriate court clerk's fee pursuant to § 8-21-401 for destroying such records.

SECTION 2. This act shall take effect July 1, 2012, the public welfare requiring it.